

### **REMARKS**

Claims 1-43 are pending. In accordance with the foregoing, claims 1, 6, 21 and 37 are amended. New claim 44 is added. In the above referenced Office Action, claims 1-43 stand rejected. Applicant respectfully traverses the rejections and requests a withdrawal of all rejections as set forth below.

Claims 6, 21, and 37 are objected to because of informalities. Applicant has corrected the informalities in accordance with the foregoing amendments, thereby obviating the objection.

Claims 1-43 stand rejected under 35 U.S.C. 102(e) as being anticipated by Rosenman (U.S. 7,048,711) and/or under 35 U.S.C. 103(a) as being unpatentable over Rosenman in view of Niazi (U.S. 6,638,268). Applicant has interpreted the rejection to properly cite Rosenman even though the U.S. Patent number cited by the U.S.P.T.O. corresponds to Crowley et al. Claim 1 relates to a method of locating a target site for delivering a therapy to a patient including "delivering a contrast media from a distal end of the delivery device within the first site to locate the target site." Contrary to the Examiner's assertion, Rosenman fails to teach, among other things, delivering contrast media in a first site to locate a target site. Rosenman specifies "after anchoring in the tissue, the surgeon may deliver radiopaque contrast medium to confirm location..." (the passage at col. 12, lines 3-6 being one example). As such, Rosenman teaches anchoring the helical tip of a device at a target site then optionally delivering contrast medium to confirm the target site. Delivering a contrast medium in a first site to locate the target site is not taught nor suggested. Applicant respectfully asserts the rejection is improper and should be withdrawn.

Niazi likewise teaches injecting a contrast medium after already advancing a catheter within a targeted site. Niazi fails to remedy the deficiency of Rosenman relating to delivering a contrast agent in a first site for locating a target site.

Applicant respectfully asserts that the present claims are in condition for allowance. Withdrawal of the instant rejections and issuance of a Notice of Allowance is respectfully requested.

Respectfully submitted,

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Date

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